

11535Y

Declaration and Power of Attorney For Patent Application

English Language Declaration

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
CONTROL OF GENE EXPRESSION

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on November 30, 2001 as United States Application No. or PCT International Application Number 09/997,905 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

<u>PP2492</u>	<u>Australia</u>	<u>20/03/1998</u>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
<u>PP2499</u>	<u>Australia</u>	<u>20/03/1998</u>	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

09/100,812

June 19, 1998

Pending

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Frank S. DiGiglio; Reg. No. 31,346

Leopold Presser; Reg. No. 19,827

William C. Roch; Reg. No. 24,972

Kenneth L. King; Reg. No. 24,223

Edward W. Grob; Reg. No. 33,705

Peter L. Bernstein; Reg. No. 43,497

Paul J. Ezzatto, Jr.; Reg. No. 30,749

John S. Sensory; Reg. No. 28,757

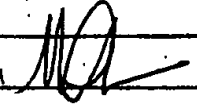
Mark J. Cohen; Reg. No. 32,211


Richard L. Catania; 32,608

Steven Fischman; Reg. No. 34,594

Send Correspondence to: Leopold Presser
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11538

Direct Telephone Calls to: (name and telephone number)
Leopold Presser (516) 742-4343

Full name of sole or first inventor	Michael Wayne Graham
Sole or first inventor's signature	
	Date 5/3/2002
Residence	St. Lucia, Queensland, Australia
Citizenship	Australian
Post Office Address	42 Raglan Street, St. Lucia, Queensland, 4076 Australia

Full name of second inventor, if any	Robert Norman Rice
Second inventor's signature	
	Date 4/3/2002
Residence	Sinnamon Park, Queensland, Australia
Citizenship	Australian
Post Office Address	39 Foley Place, Sinnamon Park, Queensland, 4073 Australia